STATE PERSONNEL BOARD, STATE OF COLORADO Case Number 2001B085(C)

ORDER OF THE STATE PERSONNEL BOARD
PAULA J. EVANS,
Complainant,
VS.
DEPARTMENT OF REVENUE, MOTOR VEHICLE LINE OF BUSINESS, MOTOR CARRIER SERVICES, PORT OF ENTRY,
Respondent.

The State Personnel Board (the "Board") met in public session on January 15, 2002. During this public session, the Board considered the record on appeal, including but not limited to:

- 1. Initial Decision of the Administrative Law Judge
- 2. Opening Brief
- Answer Brief
- 4. Reply Brief

After clarifying that Complainant did not present the issue of discrimination based on disability in a timely manner, raising it for the first time in her prehearing statement, the Board voted to adopt the findings of fact and conclusions of law in the Initial Decision of the Administrative Law Judge ("ALJ") and adopt the Initial Decision.

This order represents the affirmative vote of the following Board members: Ms. Salkind, Ms. Siderius, and Ms. Daly. Ms. Lottner and Mr. Zakhem were absent.

Dated this		day
of January,	2002.	_

Melanie Daly Board Chair State Personnel Board 1120 Lincoln Street, Suite 1420 Denver, CO 80203

NOTICE OF APPEAL

Each party has the following rights:

- 1. To abide by this decision of the State Personnel Board; or
- 2. To appeal this decision to the Colorado Court of Appeals within 45 days pursuant to Section 24-4-106(11), C.R.S. (2001), as provided in Section 24-50-125.4(3), C.R.S. (2001).

In the event the decision is appealed, the Board requests that a copy of the Notice of Appeal filed with the Court of Appeals also be filed with the State Personnel Board at: 1120 Lincoln Street, Suite 1420, Denver, CO 80203. Such will aide in the timely preparation of the record.

CERTIFICATE OF MAILING

This is to certify that on the _____ day of January, 2002, I placed true copies of the foregoing **ORDER OF THE STATE PERSONNEL BOARD**, in the United States mail, postage prepaid, addressed as follows:

Paula J. Evans P.O. Box 87 Monument, CO 80132

And in the interagency mail, addressed as follows:

Carol M. Caesar First Assistant Attorney General Employment Section 1525 Sherman Street, 5th Floor Denver, CO 80203